

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

A. Van Duren et al.

Serial No.: 10/024,387

Filed: December 17, 2001

For: **CONTROL OF AIRFLOW TO AN INFLATABLE THERMAL DEVICE**

Confirmation No.: 9830

Group No.: 3739

Examiner: P. Vrettakos

Docket No. AUGA22000007

CERTIFICATION UNDER 37 CFR § 1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date June 17, 2005, in an envelope addressed to: Commissioner for Patents, Box 1450, Alexandria, VA. 22313-1450

June 17, 2005
Date

Tenance A. Meadows
Signature

MAIL STOP: PETITION
Commissioner for Patents
P. O. Box 1450
Alexandria, VA. 22313-1450

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

The identified patent application became abandoned for failure to respond timely to a non-final Office Action dated September 15, 2004 ("the Office Action"). The Notice of Abandonment is dated March 24, 2005.

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

The delay in responding to the Office Action resulted from an oversight in respect of submitting a Change of Correspondence Address. As a result of the oversight, correspondence for the applicants' representative continued to be addressed to the representative's prior address. Although personnel at the representative's prior address did strive to forward correspondence in this application received from the US Patent Office to the applicants' representative, the Office Action was never forwarded to, and was not received by the applicants' representative. Consequently, without knowledge of the Office Action, a timely Response was not submitted and the application became abandoned.

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The Notice of Abandonment, however, was forwarded to the applicants' representative, and was received by the applicants' representative on April 14, 2005. This Petition and the proposed Response to the Office Action are submitted more than two months' time after the applicants' representative became aware of the abandonment due to the need to contact the US Patent Office to acquire a copy of the Office Action, the time required to study the Office Action and the cited reference, the requirement to consult with the applicants with respect to formulation of the proposed Response, the time necessary to prepare the proposed Response, and a scheduled medical procedure undergone by the applicants' representative.

This Petition is accompanied by a proposed response in the form of an Amendment and Request for Reconsideration, a Change of Correspondence Address, and the fee required under 37 CFR 1.17(m) for Revival. The applicants claim small entity status.

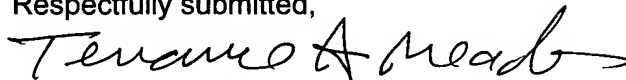
The Director is hereby authorized to charge any deficiency in the required fees, or credit any overpayment, to Deposit Acct. No. 50-2770.

Date: *June 17, 2005*

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Respectfully submitted,



TERRANCE A. MEADOR
Reg. No. 30, 298